

REMARKS

The application contains claims 1-28. Claims 1, 5, 10, 14 and 18 have been amended. No new matter has been added. In view of the foregoing amendments and following remarks, Applicant respectfully requests allowance of the application.

§ 112 Rejections

The Office Action rejected claims 1 and 5 as indefinite for being directed to a method for defining quantitative measurements. Claims 1 and 5 have been amended to address this rejection.

The Office Action rejected claim 18 as indefinite for being directed to a method for product planning. Claim 18 has been amended to address this rejection.

The Office Action rejected claim 1 as indefinite for not specifying what the claimed method does if the increment quantity can not be represented precisely. Claim 10 was rejected as indefinite for similar reasons. The Office Action rejected claim 5 as indefinite for not specifying what the claimed method does if the increment quantity can be represented precisely. Claim 14 was rejected as indefinite for similar reasons.

Independent claims 1, 5, 10 and 14 each include a conditional phrase and recite steps that occur when the conditional phrase is met. That is, the steps recited comprise each respective claim and the "if" phrase simply identifies when the steps are active. Therefore, each of these claims clearly defines the scope and subject matter which Applicant regards as the invention. The steps that occur when the conditions are not met are not claimed subject matter in any of the claims. Since none of the claims are directed to situations in which the condition is not met, there is no need to show why not satisfying the conditional phrases is definite for purposes of satisfying 35 U.S.C. § 112, second paragraph. Accordingly, Applicant requests that the rejection of claims 1, 5, 10 and 14 be reconsidered and withdrawn.

§ 101 Rejections

Claims 1-28 are rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Applicant disagrees and contends that each independent claim produces a useful, concrete and tangible result.

Representative independent claim 1 recites steps for, *inter alia*, adjusting a conversion relation between a base unit of measure and an alternative unit of measure, storing the adjusted

conversion relation, using the adjusted conversion relation to convert measurements between the base and alternative units of measure, and presenting the converted measurements to a user. The method of claim 1 provides a user with a more precise conversion among various units of measure that can accommodate different degrees of precision (e.g., based on storage space) allowed with different units of measure. In turn, rounding errors which can lead to wasted resources and inaccurate measures of product inventory can be reduced. This allows the user presented with the conversion results to more accurately perform product planning or other tasks that rely on the precise representation of measurements in various units of measure.

Accordingly, Applicant contends that representative claim 1 produces a useful result (e.g., conversions between various forms of measurement can be made to be more precise and can accommodate various storage allocations); produces a concrete result (e.g., determination of the adjusted conversion relation and conversions between units of measure using the adjusted conversion relation are repeatable using the method of claim 1); and produces a tangible result (users can rely on conversions more easily and can be assured that rounding errors are minimized). Independent claims 5, 10, 14 and 18 recite limitations similar to those of claim 1 and so are also directed to statutory subject matter. Therefore, Applicant contends that claims 1-28 are directed to statutory matter and request that this rejection be reconsidered and withdrawn.

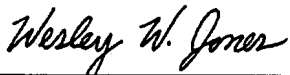
CONCLUSION

Applicant respectfully requests entry of the above amendments and favorable action in connection with this application. The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Kenyon & Kenyon Deposit Account No. 11-0600. The Examiner is invited to contact the undersigned at (202) 220-4419 to discuss any matter concerning this application.

All claims are allowable. Allowance is solicited.

Respectfully submitted,
KENYON & KENYON LLP

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Wesley W. Jones
Reg. No. 56,552

Kenyon & Kenyon LLP
1500 K Street, N.W.
Suite 700
Washington, D.C. 20005
Tel: (202) 220-4200
Fax: (202) 220-4201